

10/533166

JC20 Rec'd PCT/PTO 29 APR 2005  
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#3

In re Application of:

Arne HERMANSEN et al

Conf. No.: 0000

National Stage Entry

Appln. No.: of PCT/GB2003/004712

Group Art Unit: 0000

Filed: April 29, 2005

Examiner: Unassigned

For: ASSAY METHOD

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents, along with a copy of the corresponding Communication from a Foreign Patent Office dated July 8, 2004, is submitted herewith.

The present Information Disclosure Statement is being filed no later than three months from the application's filing date. Therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed

10/533166

INFORMATION DISCLOSURE STATEMENT  
NS Entry of PCT/GB2003/004712

JC20 Rec'd PCT/PTO 29 APR 2005

document as a competent reference against the claims of the present application.

Respectfully submitted,

**SUGHRUE MION, PLLC**

Telephone: (202) 293-7060

Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Gordon Kit

Registration No. 30,764

Date: April 29, 2005

Substitute for Form 1449 A & B/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Application Number		10/533166
Confirmation Number		0000
Filing Date		April 29, 2005
First Named Inventor		Arne HERMANSEN et al
Art Unit		0000
Examiner Name		Unassigned
Attorney Docket Number		Q-87648

Sheet 1 of 1

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			

## NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		Kageyama et al, <i>American Phytopathological Society</i> , 81:1155-1160 (1997)	
		Matsumoto et al, <i>Mycoscience</i> , 40(4):321-331 (1999)	
		Levesque et al, <i>Canadian Journal of Plant Technology</i> , 22(2):188 (2000)	
		Quail et al, <i>Canadian Journal of Plant Technology</i> , 22(2):191 (2000)	
		Wang et al, <i>Phytoparasitica</i> , 30(5):473-485 (2002)	
		Levesque et al, <i>Phytoparasitica</i> , 88(3):213-222 (1998)	
		Kageyama et al, <i>Journal of General Plant Pathology</i> , 69(3):153-160 (2003)	
		Barasubiye et al, <i>Phytopathology</i> , 93(6):S6 (2003)	
		Wang et al, <i>Letters in Applied Microbiology</i> , 36(2):116-120 (2003)	
		Wang et al, <i>Letters in Applied Microbiology</i> , 36(3):157-161 (2003)	
		Wang et al, <i>Letters in Applied Microbiology</i> , 37(2):127-132 (2003)	
		Wang et al, <i>Letters in Applied Microbiology</i> , 38(1):78 (2004)	

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language Translation is attached.